

101 West Broadway
Suite 1600
San Diego, CA 92101

GERALD M. LEVERETT, S. B.055841
Attorney at Law
1830 Truxtun Avenue, Suite 212
Bakersfield, California 93301
Post Office Box 1676
Bakersfield, California 93303-1676
Tel: (661) 326-0234
Fax: (661) 324-4960

Attorney for Plaintiffs WAYNE BILLINGSLEY, WAVA
BILLINGSLEY AND CALIFORNIA AGRI SPRAYERS, INC.

BRIAN MARK LEDGER, S. B. 156942
GORDON & REES LLP
101 West Broadway, Suite 1600
San Diego, CA 92101
Tel: (619) 696-6700
Fax: (619) 696-7124

Attorneys for Defendant
LOVELAND INDUSTRIES, INC. dba UAP WEST

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA - FRESNO

WAYNE BILLINGSLEY, WAVA BILLINGSLEY)	CASE NO. CIV F 02 5853 REC DLB
AND CALIFORNIA AGRI SPRAYERS, INC.,)	
A California Corporation)	JOINT STIPULATION OF
)	DISMISSAL
)	
Plaintiffs,)	[FRCP Rule 41(a)(1)]
vs.)	
)	
LOVELAND INDUSTRIES, INC. d.b.a.)	
UAP WEST, a Colorado Corporation and)	
DOES 1 through 50, inclusive)	
)	
Defendant(s))	
)	

COME NOW PLAINTIFFS WAYNE BILLINGSLEY, WAVA BILLINGSLEY AND
CALIFORNIA AGRI SPRAYERS, INC., A CALIFORNIA CORPORATION, BY AND THROUGH
THEIR COUNSEL GERALD M. LEVERETT AND DEFENDANT LOVELAND INDUSTRIES,
INC. DBA UAP WEST, BY AND THROUGH THEIR COUNSEL GORDON & REES WHO
ENTER THE FOLLOWING STIPULATION:

1 WHEREAS, Plaintiffs Wayne Billingsley and Wava Billingsley, at the commencement of the
2 within litigation, were the owners of the real property described in Plaintiffs' Complaint; and

3 WHEREAS, California Agri Sprayers, Inc, a California corporation was the owner of the crop
4 grown on the real property described in Plaintiffs' Complaint; and

5 WHEREAS, Plaintiffs Wayne Billingsley and Wava Billingsley have transferred and conveyed
6 their interest in the real property to Plaintiff California Agri Sprayers, Inc. and California Agri
7 Sprayers, Inc. now is the owner of the real property described in Plaintiffs' Complaint and the crop
8 grown thereon;

9 NOW, therefore the parties hereto agree and stipulate as follows:

10 IT IS HEREBY STIPULATED by and between the parties to this action that the above action
11 is hereby dismissed **AS TO PLAINTIFFS WAYNE BILLINGSLEY AND WAVA**
12 **BILLINGSLEY WITHOUT PREJUDICE** pursuant to FRCP 41(a)(1).

13 IT IS HEREBY FURTHER STIPULATED that Plaintiff in the herein referred to action,
14 California Agri Sprayers, Inc., shall remain Plaintiff in this action.

15 IT IS SO STIPULATED.

16
17 Dated: APRIL 27, 2006

/s/ Gerald M. Leverett, Esq.
Attorney For Plaintiffs Wayne Billingsley, Wava
Billingsley and California Agri Sprayers, Inc.

18
19 IT IS SO STIPULATED.

20
21 Dated: APRIL 27, 2006

/s/ Brian Ledger, Esq.
Attorney for Defendant
LOVELAND INDUSTRIES, INC. d.b.a.
UAP WEST

22
23 **ORDER**

24
25 IT IS SO ORDERED

26 Date: 5/15/2006

/s/ ROBERT E. COYLE
ROBERT E. COYLE
UNITED STATES DISTRICT COURT